

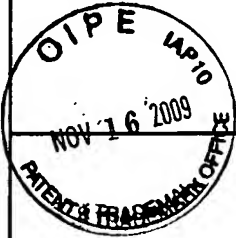
**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO
THE BOARD OF PATENT APPEALS AND INTERFERENCES (Large Entity)**

AF
Docket No.
873.0121.U1(US)

In Re Application Of: R. Thomas Derryberry et al.

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/559,919	12/7/2005	Miller, Brandon J.	29683	2617	2654

Invention: Method And Apparatus For Switching Mobile Station Between Autonomous And Scheduling Transmissions



COMMISSIONER FOR PATENTS:

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner dated August 10, 2009 finally rejecting Claim(s) 1-19 and 35

The fee for this Notice of Appeal is: \$540.00

- ☐ A check in the amount of the fee is enclosed.
- ☐ The Director has already been authorized to charge fees in this application to a Deposit Account.
- ☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 50-1924
- ☐ Payment by credit card. Form PTO-2038 is attached.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Walter J. Malinowski
Signature

Dated: November 10, 2009

Walter J. Malinowski (Reg. No. 43,423)
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I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on November 10, 2009.

(Date)

Elaine F. Mian

Signature of Person Mailing Correspondence

Elaine F. Mian

Typed or Printed Name of Person Mailing Correspondence

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